

UNITED STATES COURT OF APPEALS
FOR THE NINTH CIRCUIT

FILED

DEC 13 2019

MOLLY C. DWYER, CLERK
U.S. COURT OF APPEALS

INTERNATIONAL BROTHERHOOD OF
ELECTRICAL WORKERS, LOCAL 357,
AFL-CIO,

Petitioner,

v.

NATIONAL LABOR RELATIONS
BOARD,

Respondent,

DESERT SUN ENTERPRISES LIMITED,
dba Convention Technical Services,

Intervenor.

No. 19-70322

NLRB No. 28-CC-115255
National Labor Relations Board

ORDER

NATIONAL LABOR RELATIONS
BOARD,

Petitioner,

v.

INTERNATIONAL BROTHERHOOD OF
ELECTRICAL WORKERS, LOCAL 357,
AFL-CIO,

Respondent,

DESERT SUN ENTERPRISES LIMITED,
dba Convention Technical Services,

Intervenor.

No. 19-70575

NLRB No. 28-CC-115255

No judge has requested a vote to hear this case initially en banc within the time allowed by GO 5.2(a). The petition for initial hearing en banc (Docket Entry No. 17) is therefore denied.

The NLRB's motion to hold the briefing schedule in abeyance pending this Court's ruling on the petition for initial hearing en banc (Docket Entry No. 37) is denied as moot.

The opening brief of the International Brotherhood of Electrical Workers, Local 357, AFL-CIO ("the Union") has been filed. The Clerk shall file the brief and excerpts of record submitted by intervenor. The NLRB's answering brief is due January 13, 2020.

The Union submitted a reply brief on October 15, 2019. The Union may, within 21 days after service of the NLRB's answering brief, submit a substitute reply brief accompanied by a motion for leave to file a substitute reply brief. If the Union does not submit a substitute reply brief within 21 days after service of the NLRB's answering brief, the Clerk shall file the Union's reply brief submitted on October 15, 2019.

FOR THE COURT:

MOLLY C. DWYER
CLERK OF COURT

By: Paul Keller
Deputy Clerk
Ninth Circuit Rule 27-7